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UBER TECHNOLOGIES, INC.
14 and OTTOMOTTO LLC

15 UNITED STATES DISTRICT COURT
16 NORTHERN DISTRICT OF CALIFORNIA
17 SAN FRANCISCO DIVISION

18 WAYMO LLC,
19 Plaintiff,
20 v.
21 UBER TECHNOLOGIES, INC.,
22 OTTOMOTTO LLC; OTTO TRUCKING LLC,
23 Defendants.

Case No. 3:17-cv-00939-WHA

**DECLARATION OF MICHELLE
YANG IN SUPPORT OF
PLAINTIFF'S ADMINISTRATIVE
MOTION TO FILE UNDER SEAL
PORTIONS OF ITS RESPONSE TO
DEFENDANTS' BRIEFS
REGARDING LEVANDOWSKI'S
ADVERSE INFERENCES (DKT. 896)**

Trial Date: October 10, 2017

1 I, Michelle Yang, declare as follows:

2 1. I am an attorney at the law firm of Morrison & Foerster LLP. I make this
3 declaration based upon matters within my own personal knowledge and if called as a witness, I
4 could and would competently testify to the matters set forth herein. I make this declaration in
5 support of Plaintiff's Administrative Motion to File Under Seal Portions of Its Response to
6 Defendants' Briefs Regarding Levandowski's Adverse Inferences (Dkt. 896).

7 2. I have reviewed the following documents and confirmed that only the portions
8 identified below merit sealing:

Document	Portions to Be Filed Under Seal
Waymo's Response to Defendants' Briefs Regarding Levandowski's Adverse Inferences ("Response")	Marked portions (in red boxes)

13 3. The marked portions (in red boxes) on page 3 of the Response contain highly
14 confidential information regarding business agreement terms, including information about the
15 structure of a business agreement, including potential monetary terms. This highly confidential
16 information is not publicly known, and its confidentiality is strictly maintained. If this
17 information were to be released to the public, Defendants' competitors and counterparties would
18 have insight to how Defendants structure their business agreements, including what potential
19 monetary terms have been offered, which would allow them to tailor their own business
20 negotiation strategy. I understand Defendants' competitive standing could significantly be
21 harmed.

22 4. Defendants' request to seal is narrowly tailored to those portions of Plaintiff's
23 Response that merit sealing.

24 I declare under penalty of perjury under the laws of the United States that the foregoing is
25 true and correct. Executed this 18th day of July, 2017, at San Francisco, California.

26
27 /s/ Michelle Yang

28 Michelle Yang

ATTESTATION OF E-FILED SIGNATURE

I, Arturo J. González, am the ECF User whose ID and password are being used to file this Declaration. In compliance with General Order 45, X.B., I hereby attest that Michelle Yang has concurred in this filing.

Dated: July 18, 2017

/s/ Arturo J. González
Arturo J. González